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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/852,551	05/10/2001	Jevan Damadian	DAMADIAN 3.0-067 CIP 7187 DIV	
530 75	590 12/22/2003		EXAMINER	
LERNER, DAVID, LITTENBERG,			KIM, PAUL D	
KRUMHOLZ & MENTLIK 600 SOUTH AVENUE WEST			ART UNIT	PAPER NUMBER
WESTFIELD, NJ 07090			3729	/
			DATE MAILED: 12/22/2003	28

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary Examinar								
## Disposition of Claims ## Action Summary Examiner Paul D kim 3729		Application No.	Applicant(s)					
Paul D Kim 3729 Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. Extensions of time regis tax activates and the provision of JCR1-136(a). Inno earth, however, may a regly to timely fixed if the ported for may be accelled above is less than thirty (00) (asy, a regy) within the situatory information of thinty (30) quays wit be considered from by secified above is less than thirty (00) (asy, a regy) within the situatory information of thinty (30) quays wit be considered from by secified above is less than thirty (00) (asy, a regy) within the situatory information of thinty (30) quays wit be considered from by secified above is less than thirty (00) (asy, a regy) within the situatory information of thinty (30) quays wit be considered from by the provision of the communication of this communication. If the ported for may is supplied above, the maining date of this communication, crown if timely filed, may reduce any seared preferror than decirations. Set 37 CFR 1,706(b). Status 1)© Responsive to communication(s) filed on 27 October 2003. 2a) This action is FINAL. 2b) This action is non-final. 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Ctaim(s) 4/4 is/are pending in the application. 4a) Of the above clam(s)		09/852,551	DAMADIAN ET AL.					
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THE MAILING DATE OF THIS COMMUNICATION. Detensions of birm may be suitable under the proteins of 31°CFR 1.13(f), It in a event, however, may a reply be timely field after SIX (b) MONTH's form the mailing date of this communication. It NO second for reply is pricial date on the communication. Failure to reply within the set or extended parted for reply will, by statute, cause the approximation to become ABANDORED (39 U.S.C. § 133). Any reply recorded by the Office date from the months after the mailing date of this communication, even if timely field, may require any second provided the communication. See 37 CFR 1.73(b). Status 1) Responsive to communication(s) filled on 27 October 2003. 2a) This action is FINAL. 2b) This action is non-final. 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) 4! Is/are pending in the application. 4) Of the above claim(s) is/are withdrawn from consideration. 5) Claim(s) 4! Is/are rejected. 7) Claim(s) is/are allowed. 6) Claim(s) are subject to restriction and/or election requirement. Application Papers 9) The specification is objected to by the Examiner. 10) The drawing(s) filed on lis/are: a) accepted or b) objected to by the Examiner. Application Papers 9) The specification is objected to by the Examiner. Application may not request that any objection to the drawing(s) be held in aboyance. See 37 CFR 1.85(a). Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d). 11) The oath or declaration is objected to by the Examiner. Note the attrached Office Action or form PTO-152. Priority under 35 U.S.C. § 119 and 120 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a) (or (f). 3) All b) Some c) None of the priority documents have been received in Application No. 3) Copies of the								
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DETAILED ACTION

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 10/27/2003 has been entered.

Claim Objections

2. Claim 44 is objected to because of the following informalities: The phrase "the thickness of the ferromagnetic plate" recited in lines 7-8 should be changed to --a thickness of the ferromagnetic plate--. Appropriate correction is required.

Claim Rejections - 35 USC § 102

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

- (b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.
- 4. Claim 44 is rejected under 35 U.S.C. 102(b) as being anticipated by Merlano (US PAT. 5,671,526).

Merlano teaches a method of preparing transformer core including steps of cutting a starting plate (11) having oppositely directed surfaces as shown in Fig. 16 and

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17 and a thickness between such surfaces into strips (1), each strip having a width greater than the thickness of the starting plate and equal to the thickness of the core to be fabricated as shown in Fig. 1-4 and stacking the strips so that the major surfaces of the strips abutting one another as shown in Fig. 1 (col. 3, lines 3-18 and 61-64, col, 4, lines 60-64, and col. 5, lines 31-41). Merlano also teaches that the transformer cores made of strips would be fabricated to ensure the optimum magnetic flux as disclosed in col. 2,lines 61-67. It means that the cut strips have a magnetic (or ferromagnetic) property to ensure the magnetic flux of the core. Also, the major surfaces of the strips are substantially smooth to stack the strips (also see Fig. 3).

Response to Arguments

5. Applicant's arguments filed 10/27/2003 have been fully considered but they are not persuasive. Applicant argues that the prior art of record fails to disclose the claimed invention such as the cut strips have substantially smooth faces. Examiner traverses the argument that the strips of Merlano have substantially smooth faces as shown in Fig. 3. Applicant also amends the claims including the limitation of "...the thickness of the ferromagnetic plate to be fabricated" recite in lines 7-8. Examiner will not give any patentable weight because the ferromagnetic plate is an intermediate product to be fabricated later with or without the cut strips so that the ferromagnetic plate has nothing to do in the processes of the claimed invention such as cutting and stacking the strips.

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Conclusion

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Paul D Kim whose telephone number is 703-308-8356. The examiner can normally be reached on Tuesday-Friday between 8:00 AM to 5:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Peter Vo can be reached on 703-308-1789. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-306-5648.

Paul D. Kim

Examiner Art Unit 3729